

# Daily Digest

## HIGHLIGHTS

Senate agreed to S. Con. Res. 17, Adjournment Resolution.

## Senate

### Chamber Action

*Routine Proceedings, pages S3791–S3886*

**Measures Introduced:** Fifty-six bills and seven resolutions were introduced, as follows: S. 1028–1083, S. Res. 153–158, and S. Con. Res. 17. **Pages S3843–45**

#### Measures Passed:

**Asian/Pacific American Heritage Month:** Committee on the Judiciary was discharged from further consideration of S. Res. 129, recognizing the significance of May 2013 as Asian/Pacific American Heritage Month as an important time to celebrate the significant contributions of Asian Americans and Pacific Islanders to the history of the United States, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Page S3878**

Reid (for Hirono) Amendment No. 1143, to amend the preamble. **Page S3878**

**Authorizing Production of Records:** Senate agreed to S. Res. 158, to authorize the production of records by the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs. **Page S3878**

**Adjournment Resolution:** Senate agreed to S. Con. Res. 17, providing for a conditional adjournment or recess of the Senate and an adjournment of the House of Representatives. **Pages S3878–79**

#### Measures Considered:

**Farm Bill—Agreement:** Senate continued consideration of S. 954, to reauthorize agricultural programs through 2018, taking action on the following amendments proposed thereto:

**Pages S3797–S3809, S3816–26**

#### Adopted:

By a unanimous vote of 94 yeas (Vote No. 138), Hagan Amendment No. 1031, to authorize the use of the insurance fund to reduce fraud and maintain program integrity in the crop insurance program.

**Pages S3817, S3819–20**

By 59 yeas to 33 nays (Vote No. 139), Durbin/Coburn Amendment No. 953, to limit the amount of premium subsidy provided by the Federal Crop Insurance Corporation on behalf of any person or legal entity with an average adjusted gross income in excess of \$750,000, with a delayed application of the limitation until completion of a study on the effects of the limitation. **Pages S3817–19, S3820**

#### Rejected:

By 27 yeas to 71 nays (Vote No. 135), Sanders/Begich Amendment No. 965, to permit States to require that any food, beverage, or other edible product offered for sale have a label on indicating that the food, beverage, or other edible product contains a genetically engineered ingredient. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.) **Page S3797**

By 44 yeas to 52 nays (Vote No. 137), Feinstein/McCain Amendment No. 923, to prohibit the payment by the Federal Crop Insurance Corporation of any portion of the premium for a policy or plan of insurance for tobacco. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

**Pages S3805–09, S3816–17**

#### Pending:

Stabenow (for Leahy) Amendment No. 998, to establish a pilot program for gigabit Internet projects in rural areas. **Page S3797**

A unanimous-consent-time agreement was reached providing that the following amendments be in order: Moran Amendment No. 987; and Coons/Johanns Amendment No. 1079; that at 5:30 p.m., on Monday, June 3, 2013, Senate vote on or in relation to the two amendments in the order listed; that there be no second-degree amendments in order to either amendment prior to the votes; and that there be two minutes equally divided between the votes.

**Pages S3825–26**

A unanimous-consent agreement was reached providing that at 4:00 p.m., on Monday, June 3, 2013, Senate resume consideration of the bill. **Page S3879**

#### **Appointments:**

***Coordinating Council on Juvenile Justice and Delinquency Prevention:*** The Chair, on behalf of the Majority Leader, after consultation with the Republican Leader, pursuant to Public Law 93–415, as amended by Public Law 102–586, announced the appointment of the following individual to the Coordinating Council on Juvenile Justice and Delinquency Prevention: The Honorable Maura Corrigan of Michigan, vice Steven Jones. **Page S3879**

**Signing Authority—Agreement:** A unanimous-consent agreement was reached providing that from Friday, May 24, 2013 through Monday, June 3, 2013, Senators Levin and Rockefeller be authorized to sign duly enrolled bills or joint resolutions. **Page S3879**

**Authority for Committees—Agreement:** A unanimous-consent agreement was reached providing that notwithstanding the Senate's recess, committees be authorized to report legislative and executive matters on Tuesday, May 28, 2013, from 10:00 a.m. until 12:00 noon. **Page S3879**

**Authorizing Leadership to Make Appointments—Agreement:** A unanimous-consent agreement was reached providing that notwithstanding the upcoming recess or adjournment of the Senate, the President of the Senate, the President Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate. **Page S3879**

**Pro Forma—Agreement:** A unanimous-consent agreement was reached providing that the Senate adjourn, and convene for pro forma sessions only, with no business conducted on the following dates and times, and that following each pro forma session, the Senate adjourn until the next pro forma session: Friday, May 24, 2013 at 12:30 p.m.; Tuesday, May 28, 2013 at 12 p.m.; and Friday, May 31, 2013 at 12 p.m.; and that the Senate adjourn on Friday, May 31, 2013, until 2 p.m., on Monday, June 3, 2013, unless the Senate receives a message from the House of Representatives that it has adopted S. Con. Res. 17, providing for a conditional adjournment or recess of the Senate and an adjournment of the House of Representatives, and that if the Senate receives such a message, the Senate adjourn until 2 p.m., on Monday, June 3, 2013. **Page S3879**

**Nominations Confirmed:** Senate confirmed the following nominations:

By a unanimous vote of 97 yeas (Vote No. EX. 136), Srikanth Srinivasan, of Virginia, to be United States Circuit Judge for the District of Columbia Circuit. **Pages S3809–16, S3884–86**

Mark A. Barnett, of Virginia, to be a Judge of the United States Court of International Trade.

Claire R. Kelly, of New York, to be a Judge of the United States Court of International Trade.

Deborah Kay Jones, of New Mexico, to be Ambassador to Libya.

James Knight, of Alabama, to be Ambassador to the Republic of Chad.

Michael Kenny O'Keefe, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Robert D. Okun, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

4 Air Force nominations in the rank of general.

110 Army nominations in the rank of general.

2 Marine Corps nominations in the rank of general.

30 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, and Navy. **Pages S3875–78, S3884–86**

**Nominations Received:** Senate received the following nominations:

Landya B. McCafferty, of New Hampshire, to be United States District Judge for the District of New Hampshire.

Brian Morris, of Montana, to be United States District Judge for the District of Montana.

Susan P. Watters, of Montana, to be United States District Judge for the District of Montana.

Zachary Thomas Fardon, of Illinois, to be United States Attorney for the Northern District of Illinois for the term of four years.

Kara Marlene Stein, of Maryland, to be a Member of the Securities and Exchange Commission for a term expiring June 5, 2017.

Michael Sean Piwowar, of Virginia, to be a Member of the Securities and Exchange Commission for a term expiring June 5, 2018.

Mark E. Schaefer, of California, to be Assistant Secretary of Commerce for Oceans and Atmosphere.

Ann Marie Buerkle, of New York, to be a Commissioner of the Consumer Product Safety Commission for a term of seven years from October 27, 2011.

James F. Entwistle, of Virginia, to be Ambassador to the Federal Republic of Nigeria.

Douglas Edward Lute, of Indiana, to be United States Permanent Representative on the Council of

the North Atlantic Treaty Organization, with the rank and status of Ambassador.

Victoria Nuland, of Virginia, to be an Assistant Secretary of State (European and Eurasian Affairs).

Daniel A. Sepulveda, of Florida, for the rank of Ambassador during his tenure of service as Deputy Assistant Secretary of State for International Communications and Information Policy in the Bureau of Economic, Energy, and Business Affairs and U.S. Coordinator for International Communications and Information Policy.

William Ira Althen, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2018.

Lafe E. Solomon, of Maryland, to be General Counsel of the National Labor Relations Board for a term of four years.

Chai Rachel Feldblum, of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2018.

Daniel M. Tangherlini, of the District of Columbia, to be Administrator of General Services.

Katherine Archuleta, of Colorado, to be Director of the Office of Personnel Management for a term of four years.

John H. Thompson, of the District of Columbia, to be Director of the Census for the remainder of the term expiring December 31, 2016.

2 Air Force nominations in the rank of general.

3 Army nominations in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, and Navy.

**Pages S3879–84**

**Messages from the House:** **Page S3838**

**Measures Referred:** **Page S3838**

**Measures Read the First Time:** **Page S3838**

**Executive Communications:** **Pages S3838–43**

**Executive Reports of Committees:** **Page S3843**

**Additional Cosponsors:** **Pages S3845–47**

**Statements on Introduced Bills/Resolutions:**  
**Pages S3847–66**

**Additional Statements:** **Pages S3836–38**

**Amendments Submitted:** **Page S3866**

**Authorities for Committees to Meet:** **Page S3874**

**Record Votes:** Five record votes were taken today. (Total—139)

**Pages S3797, S3815–16, S3816–17, S3819–20, S3820**

**Adjournment:** Senate convened at 9:30 a.m. and adjourned at 6:33 p.m., until 12:30 p.m. on Friday, May 24, 2013. (For Senate's program, see the re-

marks of the Majority Leader in today's Record on page S3879.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS: DEPARTMENT OF AGRICULTURE AGENCIES

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2014 for various agencies within the Department of Agriculture, after receiving testimony from Darci Vetter, Acting Under Secretary, Farm and Foreign Agricultural Services, Ann Mills, Acting Under Secretary, Natural Resources and Environment, Doug O'Brien, Acting Under Secretary, Rural Development, and Michael Young, Budget Officer, all of the Department of Agriculture.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine the nomination of Penny Pritzker, of Illinois, to be Secretary of Commerce, after the nominee, who was introduced by Senators Durbin and Kirk, testified and answered questions in her own behalf.

### EXTRACTION OF GAS FROM SHALE

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine the extraction of gas from shale, focusing on current practices within the industry and environmental concerns to be addressed, after receiving testimony from Tim Spisak, Deputy Assistant Director of Minerals and Realty Management, Bureau of Land Management, Department of the Interior; Stan Belieu, Nebraska Oil and Gas Conservation Commission Deputy Director, Sidney, on behalf of the Interstate Oil and Gas Compact Commission and the Ground Water Protection Council; Barry T. Smitherman, Texas Railroad Commission Chairman, Austin; Jack Williams, XTO Energy, Fort Worth, Texas; Chuck Davidson, Noble Energy, Inc., Alan Crain, Baker Hughes Incorporated, and Marc Edwards, Halliburton, all of Houston, Texas; Clay Bretches, Anadarko Petroleum Corporation, The Woodlands, Texas; David L. Porges, EQT Corporation, Pittsburgh, Pennsylvania; Mark Brownstein, Environmental Defense Fund US Climate and Energy Program, and Amy Mall, Natural Resources Defense Council, both of New York, New York; Deborah J. Nardone, Sierra Club Beyond Natural Gas Campaign, San Francisco, California; and Donald S. Garvin, Jr., West Virginia Environmental Council, Buckhannon.